

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION
Case No.: 9:16-cv-81710-KAM**

DARRYL ASHMORE,

Plaintiff,

v.

NFL PLAYER DISABILITY AND
NEUROCOGNITIVE BENEFIT PLAN,

Defendant.

**PLAINTIFF'S NOTICE OF DEFENDANT'S MEDICAL EXAMINATION FINDING
PLAINTIFF TOTALLY AND PERMANENTLY DISABLED**

Plaintiff, Darryl Ashmore, through undersigned counsel, files his Notice of Defendant's, NFL Player Disability and Neurocognitive Benefit Plan, medical examination finding him totally and permanently disabled.

On April 11, 2018, Defendant's plan-selected physician, Dr. Kevin Kessler, located in Boca Raton, Florida, found Mr. Ashmore totally and permanently disabled.¹ Accordingly, the NFL Plan approved Mr. Ashmore's February 27, 2018 application for total and permanent disability benefits and is tendering retroactive benefits, effective December 2017 through present.

As the court is aware, Defendant argued for a remand in order to conduct a medical examination of Mr. Ashmore. For this reason, Plaintiff believes the court should be aware a medical examination has been performed.

Respectfully submitted this 24th day of April, 2018

s/ Edward Philip Dabdoub
Edward Philip Dabdoub (FBN. 45685)
eddie@longtermdisability.net
Kevin P. Schaefer (FBN. 123688)

¹ A copy of Dr. Kessler's evaluation will be provided to the court upon request.

kevin@longtermdisability.net
DABDOUB LAW FIRM
1600 Ponce de Leon Blvd., Suite 1205
Coral Gables, FL 33134
Tel: (305) 754-2000
Fax: (305) 754-2007
Attorneys for the Plaintiff

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 24th day of April, 2018, I electronically filed the forgoing with the Clerk of Court using the CM/ECF system which will send a notice of electronic filing to all counsel of record.

/s/ Edward P. Dabdoub
Edward Philip Dabdoub (FBN. 45685)